

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of John F. Grubb	:	
	:	
Group Art Unit 1745	:	FERRITIC STAINLESS STEEL
	:	HAVING HIGH CREEP
Serial No. 10/602,945	:	RESISTANCE
	:	
Filed: June 24, 2003	:	
	:	Confirmation No. 1816
Examiner: Tracy Mae Dove	:	

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Pittsburgh, Pennsylvania 15222-2312  
October 3, 2007

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby responds to the Notice of Non-Compliant Amendment mailed September 28, 2007 ("the Notice"). The Notice states that the listing of claims included in Applicant's August 9, 2007 response includes claims marked as "withdrawn" that previously were canceled. Applicant provides the attached corrected listing of claims in which the canceled claims are correctly identified as "canceled."

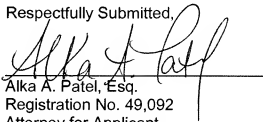
The Notice provides that for RCE's submitted under 37 CFR 1.114, Applicant has one month or 30 days to respond and need only submit the corrected section of the non-compliant amendment. Accordingly, Applicant is not resubmitting the Remarks section from Applicant's prior RCE and Amendment.

Also, because this Response is being filed within one month of the mailing date of the Notice, it is believed that no extension fee is needed. However, the PTO is authorized to charge Deposit Account 11-1110 for any fee deficiencies associated with Applicant's prior Amendment and/or this Response.

**Conclusion:**

Applicant respectfully asserts that the claims of the present application, as amended herein, recite subject matter that is patentable over the cited references. Applicant respectfully requests issuance of a Notice of Allowance at an early date. If, however, the Examiner is of the opinion that the application is in condition for disposition other than allowance, Applicant respectfully requests that the Examiner contact Applicant's attorney at the telephone number listed below so that those concerns may be addressed.

Respectfully Submitted,



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